

**STATE OF ILLINOIS
HUMAN RIGHTS COMMISSION**

James R. Thompson Center
Murdock Room - DHS
100 W. Randolph Street, Suite 5-300
Chicago, Illinois 60601

Meeting of Panel B
January 16, 2013
10:30 a.m.

MINUTES

Present:	Commissioners	David Chang, (Panel Chair) Marylee V. Freeman Robert A. Cantone Chairman, Martin R. Castro ¹
	Staff	N. Keith Chambers Donyelle L. Gray Evelio Mora Bricia Herrera Shantelle Baker
	Public	Dana Kozlov

Call to Order

A meeting of Human Rights Commission Panel B was called to order on January 16, 2013, at 10:30 a.m. by Panel Chair David Chang.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

- 1) A quorum of the public body was present at the meeting.

I. Minutes

October 10, 2012

The minutes of the meeting of October 10, 2012 were approved as submitted by staff. Motion to approve the October 10, 2012 minutes made by Commissioner Freeman, seconded by Commissioner Cantone. Motion carried 3-0.

¹ Chairman Castro was present at the meeting briefly and did not participate in the discussion or consideration of any matters on the agenda, nor vote on any matter.

II. Contested Matter

Alice Mensendike v. Titan Tire

Charge No.: 2007CF2953

ALS No: 09-0023

Pending before the Panel were the Complainant's exceptions to the ALJ's Recommended Order and Decision ("ROD"). The Panel voted to grant review. The Panel determined the ROD was against the manifest weight of the evidence and voted to remand the matter to the Administrative Law Judge for a full hearing on the merits. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

III. Request for Review

A) Rita Harris v. JP Morgan Chase Bank

Charge No.: 2010CA0995

ALS No.: 11-0442

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Jurisdiction and Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

B) Cheryl Chinn v. Roxie Ransom, Habitat Management Company, The Loft at Roosevelt Collections

Charge No.: 2011CH2646

ALS No.: 11-0448

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Freeman, seconded by Commissioner Cantone. Motion carried 3-0.

C) Adolfo Avila-Alvarez v. Exel Direct, Inc.

Charge No.: 2010CF3175

ALS No.: 11-0449

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

D) Jimmy House, Mary House v. American Community Management, Inc.

Charge No.: 2011CH0314

ALS No.: 11-0450

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

E) Penny Washington v. McAllister Rehabilitation Center
Charge No.: 2009CF2702 ALS No.: 11-0463

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

F) Ronald L. Smith v. University of Illinois Chicago
Charge No.: 2010CF2205 ALS No.: 11-0464

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Jurisdiction. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

G) Phillip Rose v. Total Transportation Logistics
Charge No.: 2009CF2284 ALS No.: 11-0465

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Freeman, seconded by Commissioner Cantone. Motion carried 3-0.

H) Maureen T. Lundblad v. Vonco Products
Charge No.: 2008CF3967 ALS No.: 11-0466

The Panel sustained the dismissal of the charge in the above-referenced matter for Failure to Proceed. Motion made by Commissioner Freeman, seconded by Commissioner Cantone. Motion carried 3-0.

I) Darrell Woodard v. Woodstock School District #200
Charge No.: 2010CF3411 ALS No.: 11-0473

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

J) Darrell Woodard v. Woodstock School District #200
Charge No.: 2010CF3746 ALS No.: 11-0474

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

IV. Petition For Default Order

A) *Jorge Zavala v. Earwax Cafe*

Charge No.: 2011CP3877

ALS No: 12-0731

The Panel voted to grant the Petition. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

B) *Patricia Soval v. Miguel Portilla*

Charge No.: 2012CN1659

ALS No: 12-0736

The Panel voted to grant the Petition. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

V. Second Extension of Time to File Request for Review and Motion for Leave to File in Excess of 30 Pages

Wilburn Wilkins Jr. v. Illinois State Police

Charge No.: 2011CA3827

ALS No.: 12-0634

The Panel voted to grant the Motion for Extension of Time. Motion made by Commissioner Cantone, seconded by Commissioner Cantone. Motion carried 3-0.

The Panel voted to grant the Motion for Leave to File in Excess of 30 pages. Motion made by Commissioner Cantone, seconded by Commissioner Cantone. Motion carried 3-0.

VI. Motion for Voluntary Dismissal of a Request for Review

Susan Mogill v. 1. Americana Towers Condominium Association, 2. Sudler Property Management

Charge No.: 2012CH2447

ALS No.: 12-0479

The Panel voted to grant the Motion. Motion made by Commissioner Freeman, seconded by Commissioner Cantone. Motion carried 3-0.

VII. Adjournment.

The meeting was adjourned at 11:24 a.m. Motion made by Commissioner Cantone, seconded by Commissioner Freeman. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray
General Counsel